IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

SUMMONS FOR JUDGMENT NO.294 OF 2004
IN
SUMMARY SUIT NO.461 OF 2004

Deepak B. Shah Alias Lalan ....Plaintiff
V/s.
Manish J. Nirmal ....Defendant

Mr.D.M. Tailor for the Plaintiff.
None for the Defendant.

CORAM : S.J. VAZIFDAR, J.
DATED : 22ND AUGUST, 2005.

P.C. :

1. The suit is filed to recover the price of the goods sold and delivered by the Plaintiff to the Defendant. In reply to the Plaintiff's notice of demand, the Defendant admitted that a sum of Rs.2,49,504/- less a sum of Rs.42,000/- was due and payable by him. The cheques for part payment issued by the Defendant have been dishonoured.

2. There is no affidavit in reply. There is no evidence to support the Defendant's case for adjustment of Rs.42,000/-.

3. In the circumstances, the Summons for Judgment is made absolute and the suit is decreed as prayed with costs.

. Refund as per rules.